



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

APR 15 2014

Cary Davidson, Esq.
Reed & Davidson, LLP
3699 Wilshire Boulevard, Suite 1290
Los Angeles, CA 90010-2732

RE: MUR 6759
California Real Estate Political Action
Committee/Federal - California
Association of Realtors and M. Iqbal
Bholat in his official capacity as treasurer

Dear Mr. Davidson:

On April 10, 2014, the Federal Election Commission accepted the signed conciliation agreement submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 434(b), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink that reads "Delbert K. Rigsby". The signature is written in a cursive, flowing style.

Delbert K. Rigsby
Attorney

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

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In the matter of

)
OFFICE OF MUR. 6759

California Real Estate Political Action
Committee/Federal - California)
Association of Realtors and M. Iqbal)
Bholat in his official capacity as treasurer)

CONCILIATION AGREEMENT

This matter was initiated pursuant to information ascertained by the Federal Election Commission (the "Commission") in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that California Real Estate Political Action Committee/Federal - California Association of Realtors and M. Iqbal Bholat in his official capacity as treasurer ("Respondent" or "Committee") violated 2 U.S.C. § 434(b) of the Federal Election Campaign Act of 1971, as amended, (the "Act").

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).
- II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. Respondent enters voluntarily into this agreement with the Commission.
- IV. The pertinent facts in this matter are as follows:

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1. The Committee is the separate segregated fund of California Association of Realtors. M. Iqbal Bholat is the Committee's treasurer.

2. The Act requires committee treasurers to file reports of receipts and disbursements in accordance with the provisions of 2 U.S.C. § 434. *See* 2 U.S.C. § 434(a)(1); 11 C.F.R. § 104.1(a). These reports must include, *inter alia*, the total amount of receipts, including the appropriate itemizations, where required. *See* 2 U.S.C. U.S.C. § 434(b); 11 C.F.R. § 104.3(a).

3. On July 31, 2011, the Committee timely filed its 2011 Mid-Year Report covering the period from January 1, 2011 through June 30, 2011, which disclosed \$423,972.79 in receipts. Thereafter, the Committee filed an amended report on January 31, 2012, which disclosed additional receipts totaling \$363,223.69.

4. The Committee contends that the reporting errors resulted from its transition to new reporting software in 2011 that caused problems including the late posting of online contributions and the incorrect allocation of contributions in its database. The Committee contends that when it became aware of the problems, it took all necessary steps to verify the accuracy of the information disclosed and amended its 2011 Mid-Year Report. Further, the Committee contends it has implemented additional reviews and verification procedures to ensure that subsequent reports were and are accurate.

V. Respondent violated 2 U.S.C. § 434(b) by failing to disclose \$363,223.69 in receipts on its original 2011 Mid-Year Report.

VI. 1. Respondent will pay a civil penalty to the Commission in the amount of Eight Thousand Dollars (\$8,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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2. Respondent will cease and desist in committing violations of 2 U.S.C.

§ 434(b).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C.

§ 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed the same and the Commission has approved the entire agreement.

IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained within this written agreement shall be enforceable.

FOR THE COMMISSION:

BY: Daniel A. Petalas by KRG
Daniel A. Petalas
Associate General Counsel
for Enforcement

4/14/14
Date

FOR THE RESPONDENT:

Cary Davidson
(Name) Cary Davidson
(Position) Legal Counsel

March 20, 2014
Date

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